08-24-05

August 22, 2005

Commission for Patents
Attn: Victor Bastin
P.O. Box 1450

Alexandria, VA 22313-1450

Dear Victor:

Please find enclosed the corrected material requested from your Office Action Summary dated March 2, 05. Also please find enclosed a copy of the letter requesting a 3 month extension which held our patent number 10/631,383 till September 2, 2005.

Also enclosed is a copy of the Original Oath & Declaration and Exhibits for your file.

Thank you for assisting myself and my assistant Carol Wheasler, you have been of great help.

Sincerely,

William R. Cole

15	OIPE			
30%		Application No.	Applicant(s)	-/
Office Action	AUG 2 3 2005 6	10/631,383	COLE, WILLIAM R.	
Omee Action	Summer of the second se	Examiner	Art Unit	
The MAILING DATE	PARRAM	Victor Batson	3671	
The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply				
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely. - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).				
Status				
1) Responsive to comm	nunication(s) filed on			
2a) This action is FINAL		action is non-final.		
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is				
closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.				
Disposition of Claims				
4)⊠ Claim(s) <u>1-6</u> is/are p	ending in the application			
4a) Of the above claim(s) is/are withdrawn from consideration.				
5) Claim(s) is/are allowed.				
6)⊠ Claim(s) <u>1-6</u> is/are rejected.				
7) Claim(s) is/are objected to.				
8) Claim(s) are subject to restriction and/or election requirement.				
Application Papers		•		i
	hiested to by the Evenine	_		
9)⊠ The specification is objected to by the Examiner. 10)□ The drawing(s) filed on is/are: a)□ accepted or b)□ objected to by the Examiner.				
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).				
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).				
11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.				
Priority under 35 U.S.C. § 11				
•				
12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).				
a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received.				
Towns a spirit of the priority documents have been received.				
2. Certified copies of the priority documents have been received in Application No3. Copies of the certified copies of the priority documents have been received in this National Stage				
application from the International Bureau (PCT Rule 17.2(a)).				
* See the attached detailed Office action for a list of the certified copies not received.				
•				
Attachment(s)				
1) Notice of References Cited (PTO-892) Notice of Draftsperson's Patent Drawing Review (PTO-948) 4) Interview Summary (PTO-413) Paper No(s)/Mail Date.				
b) 🔀 Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) 5) 🗌 Notice of Informal Patent Application (PTO-152)				
Paper No(s)/Mail Date <u>7/30/03</u> .		6) 🔲 Other:		
S. Patent and Trademark Office		· · · · · · · · · · · · · · · · · · ·		



May 28, 2005

United States Patent and Trademark Office Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Commissioner of Patents:

The applicant herewith petitions the Director of the United States Patent and Trademark Office to extend the time for reply to the Office action dated 03/02/05 for 3 additional month from 06/02/05 till 09/02/05. Submitted herewith is a check for (small entity claimed) \$475.00 to cover the cost of the extension.

The request for extension is for Application No. 10/631,383, Title of Invention: Mobile Grave Excavator, Examiner. Victor Batson, Art Unit. 3671.

Sincerely,

William R. Cole

Inventor

8760 S. C.R. 825 E.

Plainfield, IN 46168

TOT AVAILABLE COPY



Certificate of Mailing

I herby certify that this correspondence is being deposited with the United States Postal service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

on 8/23/05

Typed or printed name of person signing this certificate:

Signature: